

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 2, 1967
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Palmer presiding.

Roll Call:

Present: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Absent: None

The Invocation was delivered by REVEREND DAVID H. THOMAS, JR. of the Trinity Hills Presbyterian Church.

MINUTES APPROVED

Councilman LaRue moved the Council approve the Minutes of January 19, 1967. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes:	Councilmen LaRue, Long, Shanks
Noes:	None
Present But Not Voting:	Councilman White, Mayor Palmer

AMBULANCE SERVICE DISCUSSION

The Council had before it for consideration further discussion of the Austin Ambulance Service. Mr. Scott Keller, Manager and President of the Austin Ambulance Service, stated that the Company was unable to continue its service under the existing conditions as they were having financial problems due to difficulty in collecting payment for services rendered. Mr. Keller presented a general account of the ambulance service's budget and requested that the Council consider granting a temporary contract between the City and the Ambulance Company.

After some discussion, Councilman White moved the Council authorize the City Manager to enter into a contract not to exceed \$2000 a month for 90 days with the Austin Transit Company for their ambulance service. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

PEST CONTROL ORDINANCE HEARING

Mayor Palmer announced it was 11:00 a.m. and time for the scheduled public hearing on the Pest Control Ordinance. The Council discussed certain revisions that were to be added to the ordinance such as requiring that all pest control operators take an examination. Regulation of chemicals used for exterminating was also discussed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING THE PROVISIONS OF CHAPTER 45 OF THE AUSTIN CITY CODE OF 1954 PERTAINING TO PERMIT REQUIREMENTS, GROUNDS FOR REFUSAL, REVOCATION OR SUSPENSION OF PERMIT, CREATION OF PEST CONTROL ADVISORY COMMITTEE, AND REFUSAL, REVOCATION OR SUSPENSION OF LICENSE; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

UNIVERSITY EAST URBAN RENEWAL PROJECT

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN AMENDING THE BOUNDARIES OF THE UNIVERSITY EAST URBAN RENEWAL PROJECT, NO. TEX. R-103, AND REQUESTING THE URBAN RENEWAL AGENCY OF THE CITY OF AUSTIN TO SUBMIT TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT A REVISED APPLICATION FOR PLANNING ADVANCE

WHEREAS, on February 1, 1966, the Urban Renewal Agency of the City of Austin submitted to the Department of Housing and Urban Development a Survey and Planning Application for an Urban Renewal Project designated University East Urban Renewal Project, No. Tex. R-103; and,

WHEREAS, additional study by the University of Texas has indicated that the University does not presently require for public education uses all of the land within the original boundaries of the University East Project; and,

WHEREAS, the Board of Commissioners of the Urban Renewal Agency of the City of Austin has considered such findings, and has recommended to this Council by Urban Renewal Agency Resolution No. 16-67 that the boundaries of the University East Project be revised; and,

WHEREAS, after considering such findings, Resolution and Recommendation, it is the sense of this Council that the boundaries of the University East Urban Renewal Project should be amended and revised; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That the boundaries of the University East Urban Renewal Project, No. Tex. R-103 are hereby amended so as to hereafter be described as set forth in "Exhibit A", attached hereto and made a part hereof.
2. That the Urban Renewal Agency is hereby directed to immediately file with the Department of Housing and Urban Development a revised Survey and Planning Application.
3. That the City Clerk is hereby directed to forward a certified copy of this Resolution to the Board of Commissioners of the Urban Renewal Agency of the City of Austin for further action in accordance herewith.

(See original Resolution for "Exhibit A")

The motion, seconded by Councilman Long, carried by the following vote:

Ayes:	Councilmen LaRue, Long, Shanks, White
Noes:	None
Present But Not	
Voting:	Mayor Palmer

BRACKENRIDGE URBAN RENEWAL PROJECT

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN AMENDING THE BOUNDARIES OF THE BRACKENRIDGE URBAN RENEWAL PROJECT, NO. TEX. R-94, AND FORWARDING SAME TO THE URBAN RENEWAL AGENCY OF THE CITY OF AUSTIN FOR FURTHER ACTION

WHEREAS on January 24, 1966, the Urban Renewal Agency of the City of Austin and the United States of America entered into a Contract for Planning Advance for Surveys and Plans for the Brackenridge Urban Renewal Project, No. Tex. R-94; and,

WHEREAS, following detailed planning pursuant to said Contract, it was found that the Federal Grant Reservation was substantially less than that which would be needed to complete the Project as originally contemplated; and,

WHEREAS, by revising the boundaries of said Project slightly, the cost of such Project can be significantly reduced and brought within the amount of the Federal Grant Reservation, thus enabling the prompt completion of the Brackenridge Project, which is in the public interest; and,

WHEREAS, the Board of Commissioners of the Urban Renewal Agency of the City of Austin has heretofore considered this question and has by Resolution No. 11-67, enacted on the 23rd day of January, 1967, recommended the Amendment of the Boundaries of said Project; and,

WHEREAS, after considering such Resolution and Recommendation, it is the sense of this Council that the boundaries of the Brackenridge Urban Renewal Project should be amended and revised; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That the boundaries of the Brackenridge Urban Renewal Project, No. Tex. R-94 are hereby amended so as to hereafter be described as set forth in Exhibit "A" attached hereto and made a part hereof.

2. That the City Clerk is hereby directed to forward a certified copy of this Resolution to the Board of Commissioners of the Urban Renewal Agency of the City of Austin for further action in accordance herewith.

(See original Resolution for Exhibit A)

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes:	Councilmen Long, Shanks, White, Mayor Palmer
Noes:	None
Present But Not	
Voting:	Councilman LaRue

VACATION OF STREETS TO BE CONSIDERED

Councilman Long moved the Council instruct the City Manager to send to the Planning Commission a recommendation to close the streets around the L.B.J. Library. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes:	Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes:	None

TENTH STREET ALLEY PAVING ASSESSMENTS

Mayor Palmer brought up the following ordinance for its second reading:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR: FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCE

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: WEST 150 FEET OF THE NORTH 95.99 FEET OF LOT 31 AND THE WEST 150 FEET OF THE SOUTH 38 FEET OF LOT 29 OF THE THEODORE LOW HEIGHTS, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

SPACE ASSIGNMENTS

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the application of the Southwestern Bell Telephone Company, of Austin, Texas, to construct and maintain the hereinafter described underground improvements:

- (1) An underground telephone duct line in WEST 19TH STREET, from an existing telephone manhole 12 feet east of the centerline of Lavaca Street, easterly 6 feet; the centerline of which underground telephone duct line shall be 23 feet south of and parallel to the centerline of said WEST 19TH STREET.
- (2) An underground telephone duct line in WEST 19TH STREET, from a point 18 feet east of the centerline of Lavaca Street and 23 feet south of the centerline of said WEST 19TH STREET easterly to a point 108 feet east of the centerline of Lavaca Street and 19 feet south of the centerline of said WEST 19TH STREET.
- (3) An underground telephone duct line in WEST 19TH STREET, from a point 108 feet east of the centerline of Lavaca Street easterly to a point in the centerline of Congress Avenue; the centerline of which underground telephone duct line shall be 19 feet south of and parallel to the centerline of WEST 19TH STREET.

- (4) An underground telephone duct line in EAST 19TH STREET, from a point in the centerline of Congress Avenue easterly to a point 87 feet west of the centerline of Brazos Street; the centerline of which underground telephone duct line shall be 19 feet south of and parallel to the centerline of said EAST 19TH STREET.
- (5) An underground telephone duct line in EAST 19TH STREET, from a point 87 feet west of the centerline of Brazos Street and 19 feet south of the centerline of said EAST 19TH STREET easterly to an existing telephone manhole 58 feet east of the centerline of Brazos Street and 11 feet north of the centerline of said EAST 19TH STREET.

be and the same is hereby granted and the Director of Public Works is hereby authorized to issue a permit for the construction of such improvements, said grant and permit to be subject to the following conditions:

- (1) The improvements shall be constructed and maintained in compliance with all ordinances relating thereto.
- (2) The permit shall be issued and accepted subject to all reasonable police, traffic, fire and health regulations of the City of Austin, now existing or hereafter adopted.
- (3) The repair or relocation of any and all utilities in the vicinity necessitated by the laying of these improvements shall be done at the expense of the Southwestern Bell Telephone Company of Austin, Texas.
- (4) The Southwestern Bell Telephone Company of Austin, Texas, will indemnify and save the City of Austin harmless from any and all claims against said City growing out of or connected with the construction or maintenance of said improvements.
- (5) That all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with mechanical tampers in six (6) inch layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T99-49.
- (6) The City of Austin may revoke such permit for good cause after notice to the Southwestern Bell Telephone Company, in Austin, and hearing thereon, and upon such revocation the owner of such improvements will remove the same and pay all costs and expenses attendant therewith.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

PAVING ASSESSMENTS

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

- (1) LOT 10, BLOCK 15 OF THE BROAD ACRES SUBDIVISION, LOCALLY KNOWN AS 5612 ROOSEVELT AVENUE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;
- (2) LOT 6 OF THE ROBBINS SUBDIVISION, LOCALLY KNOWN AS 2909 SAN GABRIEL STREET; AND ADDITIONAL AREA: LOTS 5 AND 7 OF THE ROBBINS SUBDIVISION, LOCALLY KNOWN AS 2911 AND 2907 SAN GABRIEL STREET, FROM "BB" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT;
- (3) TWO (2) TRACTS OF LAND AS FOLLOWS: TRACT 1: LOT 21-A OF THE McCANN ADDITION, LOCALLY KNOWN AS 2619-2629 U. S. HIGHWAY 183 (BURNET ROAD) AND 8915-8927 McCANN DRIVE; TRACT 2: LOT 15, BLOCK A, NORTHWEST TERRACE #1, LOCALLY KNOWN AS 2701-2709 U. S. HIGHWAY 183 (BURNET ROAD) AND 8920-8930 McCANN DRIVE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 10 AND 11, BLOCK 28 OF THE HIGHLANDS, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

REFUND CONTRACT ORDINANCE

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH M. H. FLOURNOY FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

ORDINANCE SETTING PUBLIC HEARING
FOR STREET IMPROVEMENTS

Mayor Palmer introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED, AND OF OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PORTION OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 10:30 O'CLOCK A.M. ON THE 16TH DAY OF FEBRUARY, 1967, IN THE COUNCIL CHAMBER OF THE CITY HALL OF AUSTIN, TEXAS, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN ANY OF THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

CONTRACT AWARDED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 27, 1967 for the purchase of five (5) utility type tractors for use by the Parks and Recreation Department; and

WHEREAS, the bid of International Harvester Company, in the sum of \$10,867.00 for five (5) International utility type tractors and four (4) trade-ins, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of International Harvester Company, in the sum of \$10,867.00 for five (5) International utility type tractors and four (4) trade-ins, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with International Harvester Company.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

ZONING ORDINANCE POSTPONED

City Attorney Doren Eskew stated that Mr. Baker had requested that the Council delay the second reading of the zoning application of Dean O. Smith (670209-E) for one week.

ANNEXATION HEARING SET

Mayor Palmer introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 3.42 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Shanks moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on February 16, 1967, at 10:45 A.M. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

EXPRESSWAY AND ARTERIAL STREET PLANS HEARING SET

Councilman White moved the Council set the public hearing on the proposed expressway and arterial street plans for February 16, 1967, at 2:30 P.M. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

USE OF COLISEUM FOR LIVESTOCK SHOW GRANTED

Councilman LaRue moved the Council grant the request for the carnival at the Coliseum for the Livestock Show from March 31 to April 9. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

BUILDING LINE ORDINANCE

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ESTABLISHING A PROPOSED BUILDING LINE PARALLEL AND NORTH OF THE SOUTH LINE OF THAT CERTAIN ALLEY TWENTY (20.00) FEET IN WIDTH WHICH TRAVERSES BLOCK 86 OF THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO A MAP OR PLAT OF SAID ORIGINAL CITY OF AUSTIN ON FILE IN THE GENERAL LAND OFFICE OF THE STATE OF TEXAS; WAIVING ANY CLAIM WHICH THE CITY OF AUSTIN MAY HAVE FOR REAL OR SUPPOSED ENCROACHMENT IN SAID ALLEY; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Shanks moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman Shanks moved that the rule be suspended and the ordinance be passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman Shanks moved that the ordinance be finally passed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

DANGEROUS ANIMAL ORDINANCE

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 3 OF THE AUSTIN CITY CODE OF 1954 PERTAINING TO DANGEROUS ANIMALS AND REPTILES BEING DISPLAYED UNDER PERMIT; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

ZONING REQUEST

Mr. Williams stated that he had received a letter from Everett Bohls concerning a zoning change in the Master Plan covering an area between Bergstrom Road and north of Ben White. The Planning Commission had originally approved the change in July 1966, but due to the possibility of industrial development in that area, the property was rezoned. Mr. Bohls stated that since the industrial development did not materialize, he was requesting that the zoning be changed again to enable him to build an apartment complex. The Council agreed to refer the matter back to the Planning Commission for further study.

ELECTION CONTRACT

Councilman LaRue moved the Council authorize the City Manager to contract Mr. J. M. Patterson with the attorneys of the School Board to work out the details for the joint election of the City to be held on April 1, based on a similar agreement made with Mr. Patterson for the election held two years earlier. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

CITY RETIREMENT BOARD

Councilman White moved the Council appoint Gatewood Newberry to the City Retirement Board. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Noes
Out of Room at
Roll Call: Councilman Long

CONTRACT EXTENDED

The Assistant City Manager, Mr. James Wilson, stated that the City had a Purchasing Agent's yearly contract on water works brass fittings, and that a contract had been awarded to the Austin Pipe and Supply Company in the latter part of 1964 and then extended in 1965 with a 5% increase on two of the items. Mr. Wilson then stated that the Company had written the City a letter stating that they had received a 19% increase on all items from their supplier, the James Jones Company. The City Manager explained that there was no law requiring the City to make Purchasing Agent's contracts but that for the purpose of saving money, the Purchasing Agent would mass the supplies and save on a year's supply. Councilman Shanks then moved the Council extend the contract with Austin Pipe and Supply Company and then later consider taking bids. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Shanks, White, Mayor Palmer
Noes: Councilmen LaRue, Long

REQUEST FOR AUSTIN INFORMATION GRANTED

Mayor Palmer noted that SFC Preston S. Mintor, stationed in Viet Nam, was requesting some literature about Austin to show to the Vietnamese people. Councilman Long moved the Council instruct the City Manager to gather up facts and materials concerning the requested information about Austin and send it to SFC Preston M. Mintor. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

AIRWAYS APPLICATION

Councilman Long moved the Council authorize the City Manager to file an application for the City of Austin with the Civil Aeronautics Board to bring back Continental Air Lines for additional services for Austin airways. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

CONGRESSMAN JAKE PICKLE RECOGNIZED

Councilman Long moved the Council recognize Congressman Jake Pickel's endeavors in the matter concerning the Civil Aeronautics Board and the Austin airways. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

TRAFFIC PROGRAM TO BE CONSIDERED

Mayor Palmer stated that he had received a letter on December 3, 1966, from a citizen requesting that the Council give attention to a traffic program which he had developed with the assistance of professional engineers. Councilman White moved the Council instruct the City Attorney to advise the Council as to what legal action they should take concerning the matter. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

PAN AMERICAN GOLF TOURNAMENT

The Council discussed the possibility of the City of Austin's hosting the Pan American Golf Tournament. Beverly Sheffield, Director of Parks and Recreation, stated that the two-day event would cost approximately \$42,000. The Council agreed to discuss the matter further later.

REQUEST OF WEST LAKE HILLS MAYOR

Mayor Palmer read a letter from Mayor Henrietta Jacobsen of the City of West Lake Hills. Mayor Jacobsen wrote that she had met with the Rollingwood City Council concerning the apportioning of the overlapped portions of the Austin-Rollingwood-West Lake Hills extraterritorial jurisdiction. She stated that the Rollingwood Council members had concurred with the plan for West Lake Hills to continue to screen and approve subdivision plats in the overlapped area of the two cities. Mayor Jacobsen then expressed her eagerness to hear from the City of Austin and suggested that the West Lake Hills City Attorney and the Austin City Attorney meet to discuss if any changes were necessary in the proposed agreement.

LAND ACQUISITION

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$15,250.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

A part of Lot No. Two (2), in Block or Outlot No. 67, in Division "E", in the City of Austin, Travis County, Texas, according to the map or plat of the City of Austin on file in the General Land Office of the State of Texas, described by metes and bounds as follows:

BEGINNING at a point in the southerly line of Lot No. 2, in Block No. 67, in Division "E", in said City of Austin, Travis County, Texas, said point being 52 feet easterly from the southwesterly corner of Lot No. 1 in said block, said beginning point being in the southerly line of Lot No. 2 in said block;

THENCE, northerly through the westerly portion of said Lot No. 2 and parallel with the westerly line of said Lot No. 1, 128 feet to the northerly line of said Lot No. 2 and the southerly line of an alley running through said block;

THENCE, easterly 40 feet along the southerly line of said alley to the northeasterly corner of said Lot No. 2;

THENCE, southerly 128 feet along the easterly line of said Lot No. 2 to the southeasterly corner of said Lot No. 2;

THENCE, westerly 40 feet to the place of beginning, thus forming a lot fronting southerly 40 feet on East 15th Street and running back northerly 128 feet to said alley, and being the same property described in the deed from Carolina Johnson to Charles M. Sawyer, Jr., et ux, dated October 6, 1919, of record in Volume 315, Page 564, of the Travis County Deed Records.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

ADJOURNMENT

The Council then adjourned.

APPROVED: _____

Mayor

ATTEST: _____

Grace Monroe
Asst. City Clerk